In the High Court of Uttaranchal at Nainital.

S.A. No. 1448/2001
(Old No. 2621/1986)

The Nagar Palika Manglour Town
through its Executive Officer,
Manglaur Town, Tehsil Roorkee,
District Saharanpur .. Appellant.

Vs.

Abdul Wali S/o Fazal Ali .. Respondent.

Dated: October 26, 2004.

Hon'ble Rajesh Tandon, J.

The appeal has been received on transfer from Allahabad High Court. None appear for the parties.

By the present second appeal the appellant has challenged the orders passed by the then Munsif Roorkee, dated 30-11-1983 as well as the appellate order dated 17-7-1986.

The suit filed by the plaintiff has been decreed for permanent injunction. The appeal against this order has also been rejected. Both the courts below have recorded the finding about the title and possession of the plaintiff. I find no substantial question of law involved in the appeal. However the parties are given liberty to move the application for recalling of the order in case if they have any grievance against this order.

The appeal is dismissed.

(Rajesh Tandon, J.)

26.10.2004
ISB